IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.12625 of 2008
NISATUR RAHMAN
Versus
STATE OF BIHAR
---

2. 07.05.2008 Heard the learned Counsel for the petitioner and the learned counsel for the State.

The petitioner apprehends arrest in a Police case under Sections 302, 120B read with Section 34 of the Penal Code and Section 27 of the Arms Act.

As per allegation accused Saidur Rahman and Mumtaz sat on the jeep with the deceased. Accused Makhan Mian and Hussain Ansari along with others followed the jeep in two motorcycles. The petitioner remained at the jeep stand. The driver latter told the informant that on the way to Katra, Mumtaz asked the vehicle to be stopped to urinate. At this stage the two motorcycles came when the persons seated on the red motorcycle, which according to the FIR names Makhan and Hussain Ansari fired at the deceased. Saidur Rahman is stated to have a land dispute with the informant.

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The material against the petitioner is one of conspiracy. Submission is that he did not even follow the accused and was not present when the occurrence took place.

Having considered the facts and circumstances of the case, let the petitioner, above named, surrender in the court below within a period of four weeks from today when he shall be enlarged on anticipatory bail during the period of investigation till submission of chargesheet on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount

each to the satisfaction of CJM, Kaimur (Bhabua) in Mohania PS Case No. 333 of 2007, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Snkumar/-

(Navin Sinha,J.)

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